



Office of the Attorney General  
State of Texas

DAN MORALES  
ATTORNEY GENERAL

November 12, 1998

Ms. Lan P. Nguyen  
Assistant City Attorney  
City of Houston—Legal Department  
P. O. Box 1562  
Houston, Texas 77251-1562

OR98-2683

Dear Ms. Nguyen:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, chapter 552 of the Government Code. Your request was assigned ID# 119512.

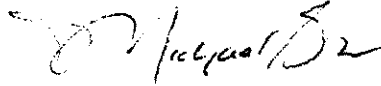
The City of Houston (the "city") received an open records request for "all correspondence and drafts, revisions, proposals to the 1994 City of Houston Workers' Compensation administration contract." You state that some responsive documents will be released to the requestor. You seek to withhold certain other documents pursuant to section 552.107(1) of the Government Code.

Section 552.107(1) of the Government Code protects information "that the attorney general or an attorney of a political subdivision is prohibited from disclosing because of a duty to the client under the Texas Rules of Civil Evidence, the Texas Rules of Criminal Evidence, or the Texas Disciplinary Rules of Professional Conduct." *See* Open Records Decision No. 574 (1990). In instances where an attorney represents a governmental entity, the attorney-client privilege protects only an attorney's legal advice and opinion and confidential attorney-client communications. *Id.* We have marked the documents you submitted to this office, or portions thereof, that the city may withhold pursuant to section 552.107(1). The city must release the remaining information.

We are resolving this matter with an informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and should not be relied upon as a previous

determination regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in black ink, appearing to read "Michael J. Burns".

Michael J. Burns  
Assistant Attorney General  
Open Records Division

MJB/RWP/ch

Ref: ID# 119512

Enclosures: Submitted documents

cc: Mr. Bob Walsh  
The Summit Group  
P. O. Box 922020  
Houston, Texas 77292  
(w/o enclosures)